IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 690 of 1985

Indian Organic Chemicals Ltd. .. Plaintiff
versus
Hansa Transport & ors. .. Defendants

...

Mrs.Motiwala i/b Motiwala & Co. for the plff.
Mr.G. Vishwanathan for the defendants.

CORAM : D.G. KARNIK,J.

DATED : 5th August 2005.

P.C.:

1. Learned counsel for the defendant states that defendant no.6 has died prior to August 1997 and intimation to that effect was given to the plaintiffs by letter dated 2nd August 1997. The suit against defendant no.6 stands abated.

2. The defendant nos.1 to 5 and defendant no.7 have not filed their written statement. The claim in the suit is for money. Hence, suit of the plaintiff is decreed against defendant nos.1 to 5 and defendant no.7 under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b).

D.G. KARNIK, J